

**From:** Don Wegeng  
**To:** Microsoft ATR  
**Date:** 1/28/02 9:05pm  
**Subject:** Microsoft Settlement Comment

I appreciate the opportunity to comment on the proposed settlement. I oppose the proposed settlement for two reasons:

1) It provides no controls that will prevent Microsoft from engaging in illegal business practices in areas that are beyond the original charges. The computer software and Internet industries have changes quite a bit since the original antitrust case was filed, and Microsoft is clearly changing it's business plans to engage these new business opportunities. Will the proposed settlement provide any means to control Microsoft's business practices in these new areas? No. This is a major flaw in the proposed settlement.

2) The proposed settlement assumes a business model where all of Microsoft's "competition" comes from for-profit businesses. However, in reality Microsoft is being threatened by the developers of the Linux operating system and other open source programs. The proposed settlement does not recognize these open source projects as competitors, and provides no requirement for Microsoft to disclose technical information to the developers of these open source projects. This, again, is a major flaw in the proposed settlement.

I appreciate your consideration of these comments.

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